IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael R. Hynes Art Unit: 3763

Serial No. : 10/811,258 Examiner: Mark K. Han

Filed : March 26, 2004

For : CALIBRATED PUSHROD FOR INJECTION VOLUME CONTROL IN

PREFILLED SYRINGES

Mail Stop AF Via EFS-WEB

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals the final rejection of claims 1-11 dated July 30,

2008. Applicant will provide credit card information to Pay Notice of Appeal fee of \$540.00 in the EFS-WEB transmittal.

Respectfully submitted,

/ Thomas W. Humphrey /

Thomas W. Humphrey Reg. No. 34,353

Wood, Herron & Evans, L.L.P. 2700 Carew Tower 441 Vine Street Cincinnati, OH 45202-2917

Voice: (513) 241-2324/Facsimile: (513) 241-6234

Certificate of Electronic Transmission

I hereby certify that this correspondence and any enclosures are being electronically transmitted via EFS-WEB on the date indicated below.

/ Thomas W. Humphrey / October 30, 2008 Thomas W. Humphrey Date

Reg. No. 34,353